



## INTERIOR BOARD OF INDIAN APPEALS

OMG Apex, Inc. v. Acting Western Regional Director, Bureau of Indian Affairs

43 IBIA 265 (09/14/2006)



## United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS  
INTERIOR BOARD OF INDIAN APPEALS  
801 NORTH QUINCY STREET  
SUITE 300  
ARLINGTON, VA 22203

OMG APEX, INC.,	:	Order Dismissing Appeal
Appellant,	:	
	:	
v.	:	
	:	
ACTING WESTERN REGIONAL	:	Docket No. IBIA 01-1-A
DIRECTOR, BUREAU OF INDIAN	:	
AFFAIRS,	:	
Appellee.	:	September 14, 2006

OMG Apex, Inc. appealed an August 10, 2000 decision by the Acting Western Regional Director, Bureau of Indian Affairs, declaring that a 1995 lease between OMG and the Shivwits Band of Paiute Indians (Band) was void. On April 3, 2001, the Board stayed this appeal at the request of the parties to allow for settlement negotiations.

On September 11, 2006, the Board received a Stipulation for Dismissal with Prejudice, executed by Appellant and counsel for the Regional Director, and a Stipulation for Dismissal and Final Settlement Agreement, executed by Appellant and the Chairman of the Band.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal.

I concur:

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// original signed  
Steven K. Linscheid  
Chief Administrative Judge

\_\_\_\_\_  
// original signed  
Charles E. Breece  
Acting Administrative Judge